IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

Un	ited States of America,)
	Plaintiff,) 8:05CR246)
	VS.) DETENTION ORDER)
Wil	lliam T. Wilbanks,)
	Defendant.)
A.	Order For Detention After the defendant waived a detention he the Bail Reform Act, the Court orders the apursuant to 18 U.S.C. § 3142(e) and (i).	
B.	Statement Of Reasons For The Detention The Court orders the defendant's detention X By a preponderance of the evidence conditions will reasonably assure the required. X By clear and convincing evidence the conditions will reasonably assure the community.	n because it finds: e that no condition or combination of e appearance of the defendant as nat no condition or combination of
C.	methamphetamin methamphetamin methamphetamin maximum penalty of	ervices Report, and includes the following: the offense charged: the yeto possess with intent to distribute the; possession with intent to distribute the the is a serious crime and carries a the imprisonment. If violence.
	may affect whet	_

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<u>X</u> X	The defendant has no steady employment. The defendant has no substantial financial resources.
<u>X</u>	The defendant is not a long time resident of the
	community. The defendant does not have any significant community
	ties.
	Past conduct of the defendant:
V	The defendant has a history relating to drug abuse
	The defendant has a history relating to drug abuse. The defendant has a history relating to alcohol abuse.
X	The defendant has a significant prior criminal record.
	The defendant has a prior record of failure to appear at court proceedings.
(b) At the	time of the current arrest, the defendant was on:
	Probation
	Parole Release pending trial, sentence, appeal or completion of
	sentence.
(c) Other	
	The defendant is an illegal alien and is subject to deportation.
	The defendant is a legal alien and will be subject to
	deportation if convicted.
	The Bureau of Immigration and Customs Enforcement (BICE) has placed a detainer with the U.S. Marshal.
	Other:
• •	nd seriousness of the danger posed by the defendant's
release are a	s follows: <u>current charge while on parole (lowa)</u>
Anest on	current charge while on parole (lowa)
	-
X (5) Rebuttable F	Presumptions
	g that the defendant should be detained, the Court also
	following rebuttable presumption(s) contained in 18 U.S.C.
	ich the Court finds the defendant has not rebutted: o condition or combination of conditions will reasonably
assure	the appearance of the defendant as required and the
	of any other person and the community because the Court
tinds ti	nat the crime involves: (1) A crime of violence; or
	(2) An offense for which the maximum penalty is life
	imprisonment or death; or

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X	 (3) A controlled substance violation which has a maximum penalty of 10 years or more; or (4) A felony after the defendant had been convicted of two or more prior offenses described in (1) through (3) above, and the defendant has a prior conviction for one of the crimes mentioned in (1) through (3) above which is less than five years old and which was committed while the defendant was on pretrial release.
assur assur safety	no condition or combination of conditions will reasonably e the appearance of the defendant as required and the of the community because the Court finds that there is able cause to believe:

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

 The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and

dangerous weapon or device).

- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: July 19, 2005.

BY THE COURT:

(2) That the defendant has committed an offense under 18 U.S.C. § 924(c) (uses or carries a firearm during and in relation to any crime of violence, including a crime of violence, which provides for an enhanced punishment if committed by the use of a deadly or

s/ F. A. Gossett United States Magistrate Judge